

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, NOVEMBER 23, 2004**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 16, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
  
- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.
  
- 3) **CLAIMS FOR REVIEW:**
  - A. Payment Voucher 612-1396, dated November 6, 2004 - Administrative Services has requested payment to Industrial Services, Inc., in the amount of \$2,065. The payment is for dead animal removal and includes dates between May 10, 2004 through July 12, 2004, totaling \$296. These dates are claims that are beyond the 90 day time period (see Neb. Rev. Stat. §23-135).
  
  - B. Payment Voucher 648-05058, dated November 2, 2004 - Records and Information Management has requested payment to Manpower, in the amount of \$417. This payment is for work ending June 20, 2004. The claim is beyond the 90 day time period (see Neb. St. Stat. §23-135).
  
- 4) **CLAIMS:** Approval of all claims processed through Tuesday, November 23, 2004.
  
- 5) **PUBLIC HEARINGS:**
  - A. County Special Permit 04052, requested by Kitra L. Deger, for authority to construct and operate a private school/preschool for up to 30 students, on property generally located at 148<sup>th</sup> Street and "O" Streets (14302 "O" Street) in Lancaster County, Nebraska. (See New Business Item 5A for the correlating resolution.)

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.**

6) **NEW BUSINESS:**

- A. A resolution in the matter of County Special Permit 04052, requested by Kitra L. Deger, for authority to construct and operate a private school/preschool for up to 30 students, on property generally located at 148<sup>th</sup> and "O" Streets (14302 "O" Street), Lancaster County, Nebraska. (R-04-0138)
- B. A resolution authorizing the installation of traffic signs at the following locations in Maseks 1<sup>st</sup> Addition Subdivision: (R-04-0140)
- Install a "Stop" sign on West Masek Drive east of Northwest 27<sup>th</sup> Street for westbound traffic
  - Install street identifications at the intersection of West Masek Drive and Northwest 27<sup>th</sup> Street
  - Install a "No Outlet" sign on West Masek Drive east of Northwest 27<sup>th</sup> Street for eastbound traffic
  - Install a "Speed Limit 25 Mile Per Hour" sign on West Masek Drive east of Northwest 27<sup>th</sup> Street for eastbound traffic
  - Install street identification signs at the intersection of West Masek Drive and Northwest 25<sup>th</sup> Street

The signs for Maseks 1<sup>st</sup> Addition Subdivision will be paid for by the developer and installed by the County.

- C. A resolution in the matter of salary increases for directors, assistant directors, psychiatrists, sheriff captains, bailiffs, the child support referee and attorneys. (R-04-0141)
- D. A grant contract with Cedars Youth Services for screener/case manager services (\$107,189) and expanded Teen Court to serve juvenile offenders and their families (\$7,768). Total amount of the grant is \$114,957. Term of the grant contract is from November 1, 2004 to October 31, 2005. (C-04-0567)
- E. A grant contract with Cedars Youth Services for the general operation of the Juvenile Drug Court Tracker Program (\$20,000) and the Pretrial Diversion Minority Outreach Program (\$20,000). Total amount of the grant is \$40,000. Term of the grant contract is from July 1, 2004 to June 30, 2005. (C-04-0568)
- F. A Region V Network Provider contract for services under the Projects for Assistance in Transition from Homelessness (PATH). The County, through the services of the Community Mental Health Center, would provide outreach services, community mental health services, screening and diagnostic services. Term of the agreement is October 1, 2004 to September 30, 2005. The County will be compensated up to \$32,500 for the services and the County is required to match \$10,833, in cash or in kind. (C-04-0569)

6) **NEW BUSINESS CONTINUED:**

- G. An interlocal agreement with the City of Lincoln and Lancaster County, on behalf of the Sheriff's Office, for compliance checks with regard to businesses selling tobacco products. The County will receive up to \$2,060 for fiscal year 2005 and \$2,740 for fiscal year 2006. Term of the agreement is from the date of execution until June 30, 2006. (C-04-0570)
- H. A confidentiality agreement and application to request access to Nebraska Health and Human Services System Information Technology (IT) Assets. The agreement provides the Child Support Division of the Lancaster County Attorney's Office access to the State CHARTS (Children Have a Right to Support) System. The agreement includes a 30 day termination provision. (C-04-0571)
- I. Recommendation from the Purchasing Agent and the Emergency Management Director to award an order for portable radio equipment at City of Lincoln mirror contract prices per Executive Order 66784 to Racom, in the total amount of \$16,356.75 using grant funds obtained by the Emergency Management Department. (B-04-0049)
- J. Recommendation from the Purchasing Agent and the County Sheriff to award an order from State of Nebraska Contract OC 11120 for one, 2005 Chevrolet Impala with ISE upgrade and option for touch-up paint to Husker Auto Group, in the amount of \$16,106.50, and to also award an order from State of Nebraska Contract OC 11110 for eight, 2005 Ford Crown Victoria Police Interceptor Pursuit Vehicles (full size sedan, rear wheel drive, complete with second power outlet, single key system and police prep package), in the amount of \$171,800 (\$21,475 per vehicle). Total amount of order is \$187,906.50. (B-04-0050)
- K. Recommendation from the Purchasing Agent and the County Selection Committee to award a request for proposal (RFP) and enter into contract negotiations with Olsson Associates for design consulting services for the Jamaica North Trail Project. (B-04-0051)
- L. Recommendation from the Purchasing Agent and the project architect (Sinclair Hille) to award a bid for general contractor for the County vehicle storage facility to Progressive Construction, in the amount of \$372,000. (B-04-0052)
- M. Recommendation from the Purchasing Agent and the project architect (Sinclair Hille) to award a bid to Midwest Roofing Inc., in the amount of \$79,937, for the re-roofing of the Lancaster County Extension Office located at 444 Cherrycreek Road, Lincoln, Nebraska. (B-04-0053)

6) **NEW BUSINESS CONTINUED:**

N. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following payees:

- Voss Lighting, in the amount of \$171.22, for lighting supplies at Midtown Center
- City of Lincoln, in the amount of \$1,151.64, for fees associated with the remodel of the old Attention Center located at 2220 South 10th Street
- Cheever Construction Company, in the amount of \$94,672.37, for general construction associated with Midtown Center
- General Excavating, in the amount of \$19, for supplies for Midtown Center
- Sinclair Hille Architects, in the amount of \$10,449.63, for services associated with the Sheriff's garage.

Total payment request is \$106,463.86.

O. Approval of the Federal Annual Certification Report for the County Attorney's Office. The Equitable Sharing Fund Balance for the County is \$82,417.05.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. Noxious Weed Control Authority's Monthly Report for October, 2004.
2. Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for October, 2004.

B. Setting of a public hearing for Tuesday, November 30, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to increase the appropriations for the County Debt Service Fund by \$1,360,000.

C. Setting of public hearings for Tuesday, December 7, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. **County Final Plat 03028, The Preserve at Cross Creek**, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C., consisting of 15 lots on property generally located at South 68<sup>th</sup> Street and Roca Road in Lancaster County, Nebraska.
2. **County Final Plat 04062, The Preserve at Cross Creek 1<sup>st</sup> Addition**, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C., consisting of nine lots, on property generally located at South 68<sup>th</sup> Street and Roca Road in Lancaster County, Nebraska.

7) **CONSENT ITEMS CONTINUED:**

D. Setting of public hearings for Tuesday, December 14, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. **County Preliminary Plat 04023, Fisherman's Landing**, requested by Brian D. Carstens and Associates on behalf of Pendel, Inc., for eleven residential acreage lots on property generally located northwest of the intersection of South 176th Street and Firth Road in Lancaster County, Nebraska.
2. **County Special Permit 04049, Fisherman's Landing Community Unit Plan**, requested by Brian D. Carstens and Associates on behalf of Pendel, Inc., for eleven residential acreages on property generally located northwest of the intersection of South 176th Street and Firth Road in Lancaster County, Nebraska.

E. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:

- Teresa Lea Click, an employee with Lancaster Manor
- Tina Sue Vosler, an employee with Lancaster Manor

F. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:

- Merl K. and Carol Luree Vinson, in the total amount of \$6,914, at North 141<sup>st</sup> Street and Rock Creek Road; Project BRO-7055(101). (2 contracts) (C-04-0572 and C-04-0573)
- Andrew J. and Janice K. Stellato, in the total amount of \$3,174.74, on Old Cheney Road from South 148<sup>th</sup> to South 190<sup>th</sup> Streets; Project C55-Q-407(2). (2 contracts) (C-04-0574 and C-04-0575)
- Dale E. and Rhoda E. Retzlaff, in the total amount of \$6,769.50, on Old Cheney Road from South 148<sup>th</sup> to South 190<sup>th</sup> Streets; Project C55-Q-407(2). (C-04-0576 and C-04-0577)
- Peterson Brothers, in the total amount of \$6,067, at North 141<sup>st</sup> Street and Rock Creek Road; Project BRO-7055(101). (2 contracts) (C-04-0578 and C-04-0579)
- Macdonald Farms Inc., in the total amount of \$8,039.50, on Old Cheney Road from South 148<sup>th</sup> to South 190<sup>th</sup> Streets; Project C55-Q-407(2). (3 contracts) (C-04-0580 through C-04-0582)
- Richard V. and Leota L. Kucera, in the total amount of \$2,859.50, on Old Cheney Road from South 148<sup>th</sup> to South 190<sup>th</sup> Streets; Project C55-Q-407(2). (3 contracts) (C-04-0583 through C-04-0585)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, November 25, 2004 due to the Thanksgiving holiday.

9) **ANNOUNCEMENTS CONTINUED:**

- B. A public hearing will be held on Tuesday, November 30, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to amend the Lincoln-Lancaster County Air Pollution Program Regulations and Standards, which include amending Article 2, Sections 6, 7, 11, 17, 18, 20, 22 and 28.
- C. A public hearing regarding Comprehensive Plan Amendment 04020, requested by the Director of Planning on behalf of the Nebraska Department of Roads, to amend the Mobility and Transportation element of the 2025 Lincoln/Lancaster County Comprehensive Plan, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status beginning at the planned South Beltway interchange just south of Saltillo Road and ending at Interstate 80 will be reconvened on Tuesday, December 7, 2004 in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building at 1:30 p.m..
- D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **PENDING:**

- A. A resolution in the matter of Comprehensive Plan Amendment 04020, requested by the Director of Planning, on behalf of the State of Nebraska, Department of Roads, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status, as provided in Exhibit "A". (R-04-0113)
- B. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40<sup>th</sup> Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

**NOTE:** Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

**AGENDA**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, NOVEMBER 23, 2004**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS**  
**MEETING**

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 16, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

3) **ADDITIONS AND DEDUCTIONS:**

Approval of 4 additions and deductions to the tax assessment rolls per Exhibit "A".

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Blessed Sacrament Parish and School  
Christian Record Services, Inc.  
Nebraska Crop Improvement Association  
St. Patrick's Catholic Church  
Trinity United Methodist Church  
Women in Community Service, Inc.

5) **ADJOURNMENT:**

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